File No. 210993

Committee Item No. <u>17</u> Board Item No. <u>15</u>

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: <u>Government Audit and Oversight</u> Board of Supervisors Meeting:

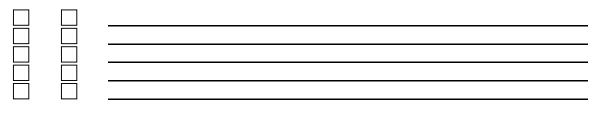
Date: Oct. 7, 2021 Date: Oct. 26, 2021

Cmte Board

		Motion
		Resolution
\boxtimes	\boxtimes	Ordinance
		Legislative Digest
\square		Budget and Legislative Analyst Report
\square		Youth Commission Report
H	H	Introduction Form
		Department/Agency Cover Letter and/or Report
		MOU
		Grant Information Form
		Grant Budget
\square		Subcontract Budget
\square		Contract/Agreement
\square	\square	Form 126 – Ethics Commission
П	Ħ	Award Letter
H	H	
		Application

Public Correspondence

OTHER



Prepared by:	John Carroll	Date:	Oct. 1, 2021
Prepared by:	John Carroll	Date:	Oct. 15, 2021
Prepared by:	John Carroll	_ Date:	

FILE NO. 210993

ORDINANCE NO.

1	[Settlement of Lawsuit - Angela Sinicropi and Marin Takigawa - \$288,180]
2	
3	Ordinance authorizing partial settlement of the lawsuit filed by Angela Sinicropi and
4	Marin Takigawa against the City and County of San Francisco for \$288,180; the lawsuit
5	was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-
6	547492; entitled <u>David Alfaro, et al. v. City and County of San Francisco;</u> the lawsuit
7	involves inverse condemnation arising out of flooding damage during major rainstorms
8	in December of 2014; this settlement relates only to the diminution of real property
9	value claims of plaintiffs Angela Sinicropi and Marin Takigawa, and does not include
10	claims for property loss or for attorney's fees, costs and interest.
11	
12	Be it ordained by the People of the City and County of San Francisco:
13	Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
14	authorizes the City Attorney to settle in part, and only as to plaintiffs Angela Sinicropi and
15	Marin Takigawa, the action entitled David Alfaro, et al. v. City and County of San Francisco,
16	San Francisco Superior Court, Case No. CGC-15-547492 by the payment of \$288,180 to
17	plaintiffs Angela Sinicropi and Marin Takigawa. The lawsuit involves inverse condemnation
18	arising out of flooding damage during major rainstorms in December of 2014.
19	Section 2. The above-named action was filed in San Francisco Superior Court on
20	August 20, 2015. This is an action brought by owners or occupants of several dozen
21	properties located in San Francisco against defendant City and County of San Francisco.
22	Section 3. This is a partial settlement of the action. It resolves the diminution of real
23	property value claims of commercial property owning plaintiffs Angela Sinicropi and Marin
24	Takigawa. The parties have previously, separately settled the personal and real property
25	damage claims of all property owners and diminution in value claims of residential property

owners in this action. The parties will subsequently and separately address all claims for
statutory attorney's fees relating to this action.

1	APPROVED AS TO FORM AND RECOMMENDED:	RECOMMENDED:
2		
3	DENNIS J. HERRERA City Attorney	SAN FRANCISCO PUBLIC UTILITIES COMMISSION
4	/s/ Meredith B. Osborn	/s/MICHAEL CARLIN
5	MEREDITH B. OSBORN Chief Trial Deputy	Acting General Manager
6	FUNDS AVAILABLE:	APPROVED:
7	/a/Dava Dagaarfialal	
8	<u>/s/Ben Rosenfield</u> BEN ROSENFIELD	
9	Controller	Secretary, Public Utilities Commission
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